

calculations to see that the estimates were fairly and correctly made. The services of Col. Cook, the engineer who constructed the rail roads through New Jersey, connecting Philadelphia and New York, were kindly yielded for this purpose. As the arbitration has been indefinitely postponed, it might be well to have his testimony taken according to law, and recorded, to guard the company against future accidents or probable necessity. By the estimates so made, and by the allowance made to Mr. Duval by the engineer, which appeared to be both fair and liberal, it appeared that deducting from the aggregate sum the monies paid him, the amount of the corporate note, and the instalments on his 200 shares of stock then due, and called for, inclusive of the fifth instalment, that Mr. Duval had been *overpaid* to a small amount.